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Attorneys for Plaintiffs Julio R. Ayala and Mirna Ayala

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

JULIO R AYALA and MIRNA AYALA,
individually and as Administrators of the Estate
of JULIO A. AYALA,
Plaintiffs,

vs.

SOUTH SAN FRANCISCO POLICE
DEPARTMENT, CHIEF MARK RAFFAELLI;
CITY OF SOUTH SAN FRANCISCO;
OFFICER MIKE KUCHAC; OFFICER
JANELLE PEREZ; CORPORAL BRUCE
McPHILLIPS; OFFICER DAVID BERRY;
CORPORAL DANNY GIL; OFFICER
MELINDA LOPEZ; CORPORAL KEN
CHETCUTI; SERGEANT RON CARLINO;
CORPORAL DAVE KENNAN; OFFICER
CHRIS DEVAN; OFFICER MATT
McNICHOL; OFFICER ADAM PLANK;
OFFICER ROBBY CHON and DOES 1 to 10,
inclusive

Defendants.

CASE NO.: C 06-02061 WHA

**JOINT STIPULATION TO CONTINUE
THE HEARING DATE ON DEFENDANTS'
MOTION TO DISMISS, OR
ALTERNATIVELY, FOR A MORE
DEFINITE STATEMENT;
[PROPOSED] ORDER**

JOINT STIPULATION TO CONTINUE THE HEARING DATE ON DEFENDANTS' MOTION TO DISMISS, OR
ALTERNATIVELY, FOR A MORE DEFINITE STATEMENT

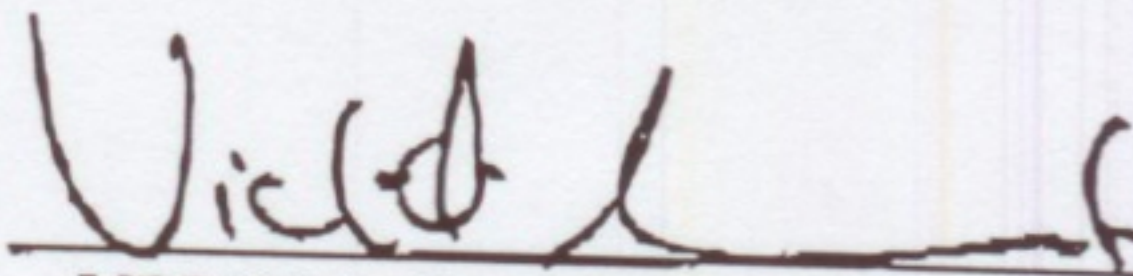
Ayala v. South San Francisco Police Department, Case No. C 06-2061 WHA

1 **THE PARTIES HERETO**, by and through their attorneys of record, stipulate to
2 continue the hearing on defendants' motion to dismiss, or alternatively, for a more definite
3 statement pursuant to FRCP 12(b)(6) and 12(e) presently scheduled for August 8, 2006 to
4 ^{8:00 a.m.}
5 August 31, 2006, at ~~9:00 A.M.~~ in Courtroom "E" of the above-entitled Court.

6 **IT IS SO STIPULATED:**

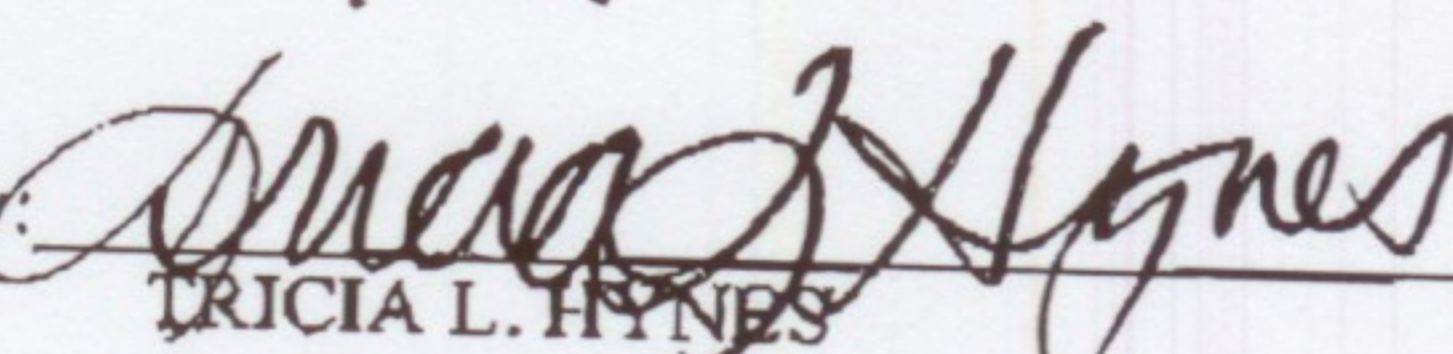
7
8 Dated: July 14, 2006

**LAW OFFICES OF VICKI I. SARMIENTO
LAW OFFICES OF DALE K. GALIPO
MENDELSON & ASSOCIATES**

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10
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12 By: 
13 VICKI I. SARMIENTO
14 Attorney for Plaintiffs Julio R. Ayala and
15 Myrna Ayala, individually and as
16 Administrators of the Estate of Julio A. Ayala

17 Dated: July 19, 2006

**MEYERS, NAVE, RIBACK, SILVER
& WILSON**

18
19
20 By: 
21 TRICIA L. HYNES
22 Attorney for Defendants
23 City of South San Francisco, South San
24 Francisco Police Department, Chief Mark
25 Raffaelli, Officer Mike Kuchac, Officer
26 Janelle Perez, Corporal Bruce McPhillips,
27 Officer David Berry, Corporal Danny Gil,
28 Officer Melinda Lopez, Corporal Ken
Chetcuti, Sergeant Ron Carlino, Corporal
Dave Kennan, Officer Chris Devan, Officer
Matt McNichol, Officer Adam Plank and
Officer Robby Chon

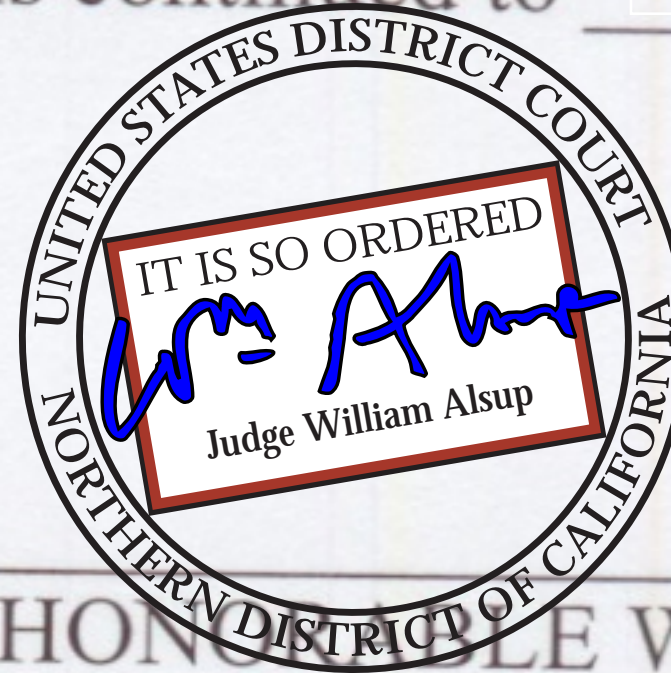
2
JOINT STIPULATION TO CONTINUE THE HEARING DATE ON DEFENDANTS' MOTION TO DISMISS, OR
ALTERNATIVELY, FOR A MORE DEFINITE STATEMENT

Ayala v. South San Francisco Police Department, Case No. C 06-2061 WHA

~~[PROPOSED]~~ ORDER

The hearing on defendants' motion to dismiss, or alternatively, for a more definite statement pursuant to FRCP 12(b)(6) and 12(e) is continued to August 31, 2006 at

8:00 a.m.



DATED: July 20, 2006

HONORABLE WILLIAM H. ALSUP